

REMARKS

Claims 1, 3-4, 8-10, and 12 remain in this application, while claims 2, 5-7, 11, and 13-14 are now canceled. Reconsideration of the application is requested.

Independent claim 1 is rejected under 35 U.S.C. § 102(b), along with all dependent claims, as anticipated by U.S. Patent 6,082,817 to Müller. As far as this rejection is considered applicable to currently amended claim 1 above, reconsideration is requested. In section 2 on page 2 of the Office Action, the Examiner identifies guiding slots 37 and 38 and the slot in which detent device 55 (Figures 5-6) is disposed as elongated holes. None of the slots identified by the Examiner as elongated holes, however, constitutes an elongated hole in an impact element in which a bolt, located at a first end of a lower lever as specified, is displaceable to permit predetermined limited rotation of the impact element about a rotary joint interconnecting a first end of an upper lever to a stationary support part as claim 1 above particularly defines. Claim 1 above, therefore, is not anticipated by the Müller seat relied on by the Examiner. Nothing noted by the Examiner suggests modifying the Müller seat so as to meet the limitations identified, moreover, and it is respectfully submitted that claim 1 above is patentable. The rest of the claims remaining in this application are dependent claims and should be patentable as well.

This application should now be in allowable condition. If there are any questions regarding this Reply or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an extension of time sufficient to effect a timely response. Please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #095309.57592US).

Date: July 28, 2008

Respectfully submitted,



Richard R. Diefendorf
Registration No. 32,390

CROWELL & MORING LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300
Telephone No.: (202) 624-2500
Facsimile No.: (202) 628-8844
RRD:rd